

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF PUERTO RICO

UNITED STATES OF AMERICA	*	<b>Criminal 00-108(DRD)</b>
Plaintiff	*	
V.	*	
<b>FERNANDO GOMEZ-ROSARIO</b>	*	
Defendant	*	

**REQUEST FOR COURT ORDER****TO THE HONORABLE COURT:**

**COMES NOW** defendant Fernando Gomez-Rosario, pro se and through his standby undersigned attorney and respectfully states and prays as follows:

1. Defendant requests that the Court issue a subpoena to have Dr. Ganimedes Florian appear as his witness at the resentencing hearing set for December 9<sup>th</sup>, 2005. The testimony to be presented would be in relation to the medical record of Herman Frank; said record was provided to defendant on October 21, 2005.
2. The subpoena is attached to this motion with a request that the court order the Marshals to serve the same.

**WHEREFORE**, defendant requests that the Court take notice of the above and issue the subpoena requested.

**RESPECTFULLY SUBMITTED.**

**CERTIFICATE OF SERVICE:** I hereby certify that on this date the present document has been filed electronically and is available for viewing and downloading from the Court's CM/ECF system by, U.S. Attorney's Office and to Fernando Gomez, Reg. #18938-069, MDC Guaynabo, PO Box 2147, San Juan, PR 00922-2147.

**RESPECTFULLY SUBMITTED.**

In San Juan, Puerto Rico, this 16<sup>th</sup> day of November, 2005.

*S/ Lydia Lizarribar-Masini*  
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